

2016 FEB 18 AM 9:39

February 17, 2016

Louisiana Board of Ethics
ATTN: Ms. Melissa Horn
P. O. Box 4368
Baton Rouge, LA 70821

RE: Request for a Waiver

Dear Ms. Horn:

I am submitting a request for a waiver to the attention of the Louisiana Board of Ethics. RE: Late fee assessment for the October 24, 2015 Election – 10P Campaign Finance Disclosure Report filed 20 days late.

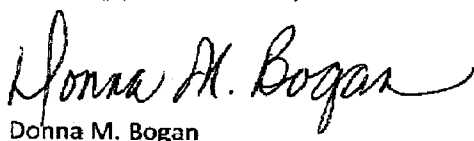
My name is Donna Bogan, wife of candidate Wendell C. Bogan who ran for Councilman in St. Mary Parish.

I honestly cannot lie about what happened. *I just didn't know* that I had to do the paperwork until I called and spoke to someone at the Ethics Department about another matter and they told me that particular report was late. I immediately did that report and all other reports on a timely manner.

This is the first time I was actively involved to this degree in a political campaign. You could say I was lost.

I apologize for not knowing the rules when it came down to this situation. I am asking that you waive the fee of \$800.00, or possibly give a reduction.

Thanking you in Advance,


Donna M. Bogan



STATE OF LOUISIANA
DEPARTMENT OF STATE CIVIL SERVICE
LOUISIANA BOARD OF ETHICS
P. O. BOX 4368
BATON ROUGE, LA 70821
(225) 218-5600
FAX: (225) 381-7271
1-800-842-6630
www.ethics.state.la.us

February 2, 2016

Wendell C. Bogan
7503 Hwy. 182
Franklin, LA 70538-7385

CERTIFIED MAIL

NO. 70153010000108093378

RETURN RECEIPT REQUESTED

RE: Late fee assessment for the October 24, 2015 Election
IO-P Campaign Finance Disclosure Report filed 20 days late

Dear Wendell C. Bogan:

Enclosed is an assessment of a late fee pursuant to La R.S. 18:1505.4 and La. R.S. 18:1511.4.1. Please submit a check or money order in the amount of \$800 payable to the Treasurer of the State of Louisiana to P. O. Box 4368, Baton Rouge, LA 70821. Please note that late fees can only be paid by the candidate or by his campaign.

You have 20 days the receipt of this letter to dispute this assessment. You may elect to do either or both of the following:

1. You may submit your request for a waiver to the attention of the Louisiana Board of Ethics.

Waivers are handled by the Ethics Board. The Board of Ethics may reduce, suspend, or decline to waive a late fee assessment based on the cause shown by the person, candidate, or political committee. If you submit a request for a waiver of the late fee to the Board of Ethics, your request should contain details as to why, in your opinion, you have good cause why your report was not timely filed. Also, if you would like to appear before the Board of Ethics in connection with your request, you should state that in your letter. The request should be submitted to the attention of the Board of Ethics at the following address: P. O. Box 4368, Baton Rouge, LA 70821 or fax at (225) 381-7271.

2. You may appeal the assessment directly to the Ethics Adjudicatory Board (EAB).

Appeals to the EAB are proceedings before a three judge panel. The determination is made regarding whether the person, candidate, or political committee was required to file the report and whether the report was filed late. **Mitigating factors are not considered during an EAB proceeding. The EAB does not have the authority to reduce, suspend, or waive a late fee assessment.** If you choose to appeal the assessment to the EAB, you should submit your request for an appeal to the attention of the Executive Secretary of the Louisiana Board of Ethics at P. O. Box 4368, Baton Rouge, LA 70821 or fax at (225) 381-7271.

If you timely submit a waiver request or appeal, your name will not be posted on the website pending the result of your appeal. Furthermore, if you request an appearance, you will be notified of the place and time prior to the meeting.

If you do not pay or dispute the assessment of the late fee within 20 days from the receipt of this letter, the matter will be forwarded to the Attorney General's Office to pursue collection. If the matter is forwarded to the Attorney General's Office for collection, you may be responsible for all additional costs incurred. Additionally, late fees not paid by the due date will be posted on the agency website.

You should be aware that unpaid campaign finance fines, fees or penalties may have an adverse effect on your ability to run for public office in the future, as the Board of Ethics will object to your future qualifications for candidacy for public office pursuant to La. R.S. 18:491 and R.S. 18:492.

Sincerely,

LOUISIANA BOARD OF ETHICS

Melissa Horn

AN EQUAL OPPORTUNITY EMPLOYER

STATE OF LOUISIANA LOUISIANA BOARD OF ETHICS
acting in its capacity as the
SUPERVISORY COMMITTEE ON CAMPAIGN FINANCE DISCLOSURE

In Re: Wendell C. Bogan
October 24, 2015 Election

LATE FEE ASSESSMENT ORDER

WHEREAS, Wendell C. Bogan, in his capacity as a candidate for Council Member / District 3 in the October 24, 2015 election was required to file campaign finance reports pursuant to La. R.S. 18:1484.

WHEREAS, La. R.S. 18:1505.1 provides that it is a violation of the Campaign Finance Disclosure Act to fail to timely file campaign finance reports.

WHEREAS, in accordance with La. R.S. 18:1495.4B(4), Wendell C. Bogan was required to file a 10th Day Prior to Primary Report (10-P) by October 14, 2015. Wendell C. Bogan filed the report on November 3, 2015 and was 20 days late.

WHEREAS, La. R.S. 18:1505.4A(2)(a)(iii) provides that an automatic late fee of \$40 per day (not to exceed \$1,000) be assessed against Wendell C. Bogan for this late filing.

ACCORDINGLY, IT IS ORDERED that a late fee of \$800 is assessed against Wendell C. Bogan for failure to timely file his campaign finance disclosure report.

ORDER signed on the 2nd day of February 2016 at Baton Rouge, Louisiana.


Chris Sommers - Director, Campaign Finance